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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA  
10 **(HONORABLE JEFFREY T. MILLER)**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 MARCO BALERO-ESCOBAR,

15 Defendant.

) U.S.D.C. NO. 08CR1120-JM

) DATE: June 25, 2008

) TIME: 10:00 a.m.

) NOTICE OF MOTIONS AND MOTIONS TO:

) 1) COMPEL DISCOVERY AND PRESERVE  
EVIDENCE; AND

) 2) LEAVE TO FILE FURTHER MOTIONS

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18 TO: KAREN P. HEWITT, UNITED STATES ATTORNEY, AND  
CARLA BRESSLER, ASSISTANT UNITED STATES ATTORNEY:  
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20 PLEASE TAKE NOTICE that on June 25, 2008, at 10:00 a.m. or as soon thereafter as counsel may be  
21 heard, the defendant, Marco Balero-Escobar, by and through his counsel, Shaffy Moeel and Federal  
22 Defenders of San Diego, Inc., will ask this Court to enter an order granting the following motions.  
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**MOTIONS**

The defendant, Marco Balero-Escobar, by and through his attorneys, Shaffy Moeel and Federal Defenders of San Diego, Inc., pursuant to the United States Constitution, the Federal Rules of Criminal Procedure, and all other applicable statutes, case law and local rules, hereby moves this Court for an order:

- 1) to compel discovery and preserve evidence; and
- 2) for leave to file further motions.

These motions are based upon the instant motions and notice of motions, the attached statement of facts and memorandum of points and authorities, and all other materials that may come to this Court's attention at the time of the hearing on these motions.

Respectfully submitted,

Dated: June 12, 2008

/s/ Shaffy Moeel  
**SHAFFY MOEEL**  
Federal Defenders of San Diego, Inc.  
Attorneys for Balero-Escobar